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## FACSIMILE TRANSMITTAL SHEET

TO:	USPTO Attn.: Balasubramanian	FAX NUMBER:	(703) 872-9306
FROM:	William Lee	PHONE NUMBER:	(908) 298-2161
TOTAL NO. OF PAGES INCLUDING COVER	19	DATE	August 6, 2004

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## NOTES/COMMENTS:

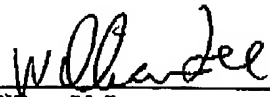
PLEASE HAND DELIVER TO THE ATTENTION OF OIPE

In re Application of: KUO *et al.*  
For Patent For: Synthesis of Temozolomide and Analogs  
Group Art Unit: 1624  
Attorney Docket No.: CD01351 US/ Serial No.: 10/050,488  
Filed: 01/16/2002

Dear Examiner:

Transmitted here with are:

- Fax Cover Sheet - 1 Page
- Response Transmittal PTO/SB/21 - 1 Page
- Response to Final Office Action - 13 Pages
- Petition for Extension of time (2 Month) PTO/SB/22 - 1 Page
- Fee Transmittal PTO/SB/17 - 1 Page in duplicate
- Notice of Appeal PTO/SB/31 - 1 Page

  
William Y. Lee  
Registered Representative  
Registration No. 46,100

PHONE: (908) 298-2161

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PTO/SB/21 (02-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number	10/050,488
Filing Date	01/16/2002
First Named Inventor	KUO et al.
Art Unit	1624
Examiner Name	Balasubramanian
Attorney Docket Number	CD01351

Total Number of Pages in This Submission 19

**ENCLOSURES (Check all that apply)**

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Fax Cover Sheet - 1 Page
Remarks _____		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	William Y. Lee, Reg. No. 46,100		
Signature	<i>William Y. Lee</i>		
Date	08/06/2004		

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	William Y. Lee, Reg. No. 46,100		
Signature	<i>William Y. Lee</i>	Date	08/06/2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (10-03)

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**FEE TRANSMITTAL  
for FY 2004**

Effective 10/01/2003: Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$ 750.00)**Complete if Known**

Application Number	10/050,488
Filing Date	01/16/2002
First Named Inventor	KUO et al.
Examiner Name	Balasubramanian
Art Unit	1624
Attorney Docket No.	CD01351

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit  
Account  
Number  
Deposit  
Account  
Name

19-0365

Schering-Plough Corporation

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee  
to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 180	2005 80	Provisional filing fee	

**SUBTOTAL (1)** (\$ 0.00)**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 88	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 88	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2)** (\$ 0.00)

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	420.00
1252 420	2252 210	Extension for reply within second month	
1253 850	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	330.00
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** (\$ 750.00)**SUBMITTED BY**

Name (Print/Type) William Y. Lee

Registration No. (Attorney/Agent)

46,100

(Complete if applicable)

Telephone 908-298-2161

Signature

Date

08/06/2004

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PTO/SA17 (10-03)

Approved for use through 07/31/2006. OMB 0851-0032  
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Effective 10/01/2003. Patent fees are subject to annual revision.

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Examiner Name	Balasubramanian
Art Unit	1624
Attorney Docket No.	CD01351

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19-0365

Schering-Plough Corporation

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**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

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Other fee (specify)

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SUBTOTAL (3) (\$)**750.00****SUBMITTED BY**

Name (Print/Type)

William Y. Lee

Registration No.

46,100

(Attorney/Agent)

(Complete if applicable)

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908-298-2161

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AUG 0 6 2004

PATENT CASE: CD01351

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

-----X		
In re Application of: <b>KUO et al.</b>	:	Examiner: BALASUBRAMANIAN
	:	
For Patent: <b>Synthesis of Temozolomide</b>	:	
<b>and Analogs</b>	:	
	:	Group Art Unit: 1624
Serial No.: <b>10/050,488</b>	:	
	:	
Filed: <b>01/16/2002</b>	:	
-----X		

Schering-Plough Corporation  
Kenilworth, New Jersey 07033Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450**RESPONSE TO FINAL OFFICE ACTION**

Dear Sir:

In response to the Final Office action of March 11, 2004, please amend the above-identified application as follows:

**Amendments to the claims** are reflected in the listing of claims, which begin on page 2 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.